

BOARD OF COAL MINING EXAMINERS

SUMMARY OF MEETING

JANUARY 7, 2014

The following is a summary of the January 7, 2014 Meeting:

- I. Meeting called to order at 9:08 AM by Randy Moore, Chairman. Members present were Randy Moore, Gerald Kendrick, Ricky O'Quinn, Phillip Hale and Douglas Deel. Also present were Mary Gibson, Regulatory Boards Administrator, Bradley Lambert, DMME Deputy Director and Tarah Kesterson, Public Relations Manager.**
- II. Opening statement delivered by Randy Moore, Chairman.**
- III. Motion made and seconded to accept January 7, 2014, meeting agenda and approve December 3, 2013, meeting summary. All members were in favor to approve.**
- IV. Review of Virginia Substance Abuse Cases (Closed Session)**

None of the docketed cases attended for closed session, pursuant to Virginia Code §§ 2.2-3711(A)(4) and 45.1-11.35(E).

V. Open Agenda

Bradley Lambert introduced Tarah Kesterson to the Board. Ms. Kesterson is the Department's new Public Relations Manager to replace Mike Abbott upon his retirement this month. Randy Moore introduced and welcomed newly appointed Board member Douglas Deel, who replaces former member Arvil McConnell, as the surface worker representative.

The Board had recommended finding a provider for random substance abuse testing for DMME clients who live in the West Virginia area. Member Hale recommended and provided Ms. Gibson with contact information on Reality Drug Testing of Princeton, West Virginia. At the December Board meeting, the Board gave approval to pursue price quotes for drug testing with Reality. The Board voted unanimously upon motion to establish an account with Reality Drug Testing.

Ms. Gibson informed the Board of difficulty in carrying out prompt random drug screens ordered by the Board for clients due to the client not

responding to our calls. The administrative issues brought about include Board-required suspension due to failure to respond to random testing, and the letters and tracking required. The Facilitators have suggested that any miner that fails a drug screen be required to complete an assessment, and for the Counselor to determine whether treatment is needed. This venue would forego the need for Board required random drug testing.

The Board voted unanimously for approval of drafting a letter to be presented to clients and signed off from them stipulating that the second noncompliance with random drug screening, agreed upon before the Board, will result in revocation of certifications for at least 90 days pending reappearance before the Board. The draft letter will be presented to the Board at the next meeting.

Chairman Moore made contact with the Governor's office regarding a replacement for Gerald Kendrick's position on the Board. He was informed that until notification of filling the position, that the current member will continue to serve if willing.

Ms. Gibson provided the updated copy of the recap spreadsheet of number of substance abuse cases. Chairman Moore met with West Virginia officials recently. West Virginia will notify Virginia of their suspension and revocation of certifications.

VI. Next Meeting

Next meeting will be February 4, 2014.

VII. Adjournment

Meeting adjourned at 10:35 AM.